

STATE OF MAINE
PUBLIC UTILITIES COMMISSION

Docket No. 2003-513

July 22, 2003

COMPETITIVE ENERGY SERVICES, LLC (CES)
Request for Approval of Agreement Contract
for the Provision of Account Numbers

ORDER APPROVING
AGREEMENT

WELCH, Chairman; DIAMOND and REISHUS, Commissioners

I. SUMMARY

Through this Order, we approve an agreement between Central Maine Power Company (CMP) and Competitive Energy Services, LLC (CES) for the provision of CMP customer account numbers.

II. BACKGROUND AND DECISION

On March 5, 2003, the Commission initiated an Inquiry to examine several issues related to standard offer service and the retail electricity market. *Inquiry Into Certain Issues Related to Standard Offer Service and the Retail Market, Notice of Inquiry*, Docket No. 2003-127 (Mar. 5, 2003). The Commission initiated the Inquiry to consider, among other things, several measures to increase supply access to the small customer market that were identified in the Commission's recent legislative study on standard offer service. *Standard Offer Study and Recommendation Regarding Service After March 1, 2005* (Dec. 1, 2002). The primary measure that the Commission identified was the provision of utility customer mailing lists and account numbers to competitive suppliers.

On May 28, 2003, the Commission concluded its Inquiry by issuing a Report on Standard Offer Service Issues. In the Report, the Commission concluded that the provision of customer lists and account numbers is likely to help stimulate retail activity in the small customer market and that it would therefore initiate a rulemaking in the future to consider procedures for the provision of such information to competitive suppliers. In the meantime, the Commission stated that it expects utilities to work with interested suppliers to provide information on agreed-upon arrangements be presented to the Commission for approval.

On June 30, 2003, CES filed an executed contract with CMP for the provision of customer account numbers. Under the agreement, CES provides CMP with the phone numbers of customers who have entered supply contracts and CMP provides account numbers (assuming CMP has an account with a phone number that matches the phone number submitted by CES) that CES then uses for enrollment.

We have reviewed the CES/CP agreement and find it to be a reasonable accommodation pending a rulemaking proceeding on the subject. Accordingly, we approve the agreement. Our approval of this agreement, however, will be subject to review to determine if it is inconsistent with any rule on the provision of customer information that we may adopt in a future rulemaking.

Dated at Augusta, Maine, this 22nd day of July, 2003.

BY ORDER OF THE COMMISSION

Dennis L. Keschl
Administrative Director

COMMISSIONERS VOTING FOR: Welch
 Diamond
 Reishus

NOTICE OF RIGHTS TO REVIEW OR APPEAL

5 M.R.S.A. § 9061 requires the Public Utilities Commission to give each party to an adjudicatory proceeding written notice of the party's rights to review or appeal of its decision made at the conclusion of the adjudicatory proceeding. The methods of review or appeal of PUC decisions at the conclusion of an adjudicatory proceeding are as follows:

1. Reconsideration of the Commission's Order may be requested under Section 1004 of the Commission's Rules of Practice and Procedure (65-407 C.M.R.110) within 20 days of the date of the Order by filing a petition with the Commission stating the grounds upon which reconsideration is sought.
2. Appeal of a final decision of the Commission may be taken to the Law Court by filing, within **21 days** of the date of the Order, a Notice of Appeal with the Administrative Director of the Commission, pursuant to 35-A M.R.S.A. § 1320(1)-(4) and the Maine Rules of Appellate Procedure.
3. Additional court review of constitutional issues or issues involving the justness or reasonableness of rates may be had by the filing of an appeal with the Law Court, pursuant to 35-A M.R.S.A. § 1320(5).

Note: The attachment of this Notice to a document does not indicate the Commission's view that the particular document may be subject to review or appeal. Similarly, the failure of the Commission to attach a copy of this Notice to a document does not indicate the Commission's view that the document is not subject to review or appeal.